





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Hon. Commissioner of Patents Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks Washington D.C. 20231 on: January 3, 2002

(Date of Transmission)

Michael D. Beck

Name of person transmitting Document or Fee

Signature

January 3, 2002

Date of Signature

Re:

Application of:

Serial No.:

09/100,934

RECEIVED

Filed:

June 22, 1998

Wesley Stout III

JAN 2 9 2002

For:

Date Formatting System

OMIT W V -

Group Art Unit:

2171

Technology Center 2100

Examiner:

T. Pardo

Our Docket No.:

1818-0001

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision set forth in the Official Action mailed November 21, 2001, in which the Examiner finally rejected claims 5 and 6.

01/28/2002 DTESSEM1 00000263 09100934

02 FC:219

160.00 OP

Hon. Commissioner of Patents January 3, 2002 Page 2

A check for \$160.00 is enclosed for the filing fee of a Notice of Appeal as required by 37 CFR § 1.17(b). Also, please charge any fees or credit any overpayments which may be due to Deposit Account No. 13-0014, but not to include any payment of issue fees.

Respectfully submitted,

Michael D. Beck

Attorney for Applicant

Registration No. 32,722

January 3, 2002 Maginot, Moore & Bowman Bank One Tower/Center 111 Monument Circle, Suite 3000 Indianapolis, IN 46204-5115 (317) 638-2922 telephone (317) 638-2139 facsimile